

Application No.: 09/436,637

Docket No.: 21776-00044-US

REMARKS

Claims 1-63 are pending. Claim 63 is amended herein. Claims 16-62 are withdrawn from consideration.

Claim Rejections - 35 U.S.C. §102

Withdrawal of the rejection of claim 63 under 35 U.S.C. §102(e) as being anticipated by Hashimoto et al. is respectfully requested.

In order for anticipation to exist, a reference must teach each and every element of a claimed invention. "The identical invention must be shown in as complete detail as is contained in the... claim". *Richardson v. Suzuki Motor Co.*, 868 F.2d 1226, 1236, 9 USPQ2d 1913, 1920 (Fed. Cir. 1989). Claim 63 now recites that the mixture solution is produced at a desired concentration and is applied to the substrate without storing such that the mixture solution is prevented from being polluted. Support for this language is found in Applicant's specification at least between the last paragraph beginning on page 1 and the last paragraph of page 2. Hashimoto et al. does not teach a system in which mixture solution is produced at a desired concentration and is applied to the substrate without storing such that the mixture solution is prevented from being polluted. Therefore, Hashimoto et al. does not anticipate claim 63.

Withdrawal of the rejections of claim 63 under 35 U.S.C. §102(b) as being anticipated by each of Rodgers et al., Cadeo et al. and O'Dougherty et al., is respectfully requested. The references do not teach a system in which mixture solution is produced at a desired concentration and is applied to the substrate without storing such that the mixture solution is prevented from being polluted, as required by claim 63.

Allowable Subject Matter

Applicant thanks the Examiner for the Allowance of claims 1-15.

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Conclusion

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 22-0185, under Order No. 21776-00044-US from which the undersigned is authorized to draw.

Dated: October 15, 2003

Respectfully submitted,

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